

# Facsimile



1613 Prospect Parkway  
Fort Collins, CO 80525  
970-493-7272 (t)  
970-491-9976 (f)

Date: August 13, 2003

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Name: Examiner Phuong N. Huynh, Ph.D., Group Art Unit 1644

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Pages: 13 (including this page)

Subject: Attorney File No. AL-2-C4

U.S. Patent Application Serial No: 09/662,293

From: Richard J. Stern, Ph.D. (970-493-7272 - Ext 4174)

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**Special Instructions:**

**Please find attached a Supplemental Preliminary Amendment and Response to Restriction Requirement.**

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P. 02

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

McCall, Catherine A.  
Hunter, Shirley Wu  
Weber, Eric R.

Serial No.: 09/662,293

Filed: September 14, 2000

Atty. File No.: AL-2-C4

For: "NOVEL DERMATOPHAGOIDES  
NUCLEIC ACID MOLECULES,  
PROTEINS AND USES THEREOF"

) Group Art Unit: 1644

) Examiner: Huynh, Phuong

SUPPLEMENTAL PRELIMINARY  
AMENDMENT AND RESPONSE TO  
RESTRICTION REQUIREMENT

CERTIFICATE OF FACSIMILE TRANSMISSION

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS  
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DAY OF AUGUST 2003.

HESKA CORPORATION

By: Susan Gordon

Susan Gordon

Mail Stop Non-Fee Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

OFFICIAL

Dear Sir:

In response to the Notice of Non-Compliant Amendment, mailed from the U.S. Patent and Trademark Office on July 31, 2003, Applicants are submitting the following Supplemental Preliminary Amendment and Response to Restriction Requirement. Applicants believe the currently amended Claims are in accordance with the Revised Amendment Practice that took effect July 30, 2003.

In response to the Office Action, dated June 30, 2003, Applicants provisionally elect to prosecute Group I in this application, with traverse. Applicants reserve the right to file a divisional application or take such other appropriate action as deemed necessary to protect the invention of Groups II-VI. Hence, Applicants do not hereby abandon or waive any rights in the invention of the nonelected groups. No fees are believed to be due with this response. In the event any fees are due, please debit Deposit Account 081930.

Prior to the Examiner's review of the Claims of the above-referenced Application, please enter the following amendments.